

no
GA. Leg 7/2:
982

REFERENCE ONLY

Desk

81st General Assembly
2nd Regular Session
1982

AUG 16 '82

ST. LOUIS COUNTY LIBRARY
MISSOURI DEPOSITORY

AUG 10 1982

CLASSIFIED INDEX

TRULY AGREED TO AND FINALLY PASSED
HOUSE AND SENATE BILLS

COMMITTEE ON LEGISLATIVE RESEARCH

Missouri

INDEX

HOUSE BILLS	PAGE
H.B. 904.....	36
H.C.S. for H.B.'s 907 & 1497.....	24
H.B. 946.....	29
H.C.S. for H.B.'s 949 & 1350.....	34
H.B. 958.....	47
H.B. 977.....	15
H.B. 986.....	45
C.C.S. for H.B. 1001.....	9
C.C.S. for H.B. 1002.....	9
C.C.S. for H.B. 1003.....	9
C.C.S. for H.B. 1004.....	9
C.C.S. for H.B. 1005.....	9
C.C.S. for H.B. 1006.....	10
C.C.S. for H.B. 1007.....	10
C.C.S. for H.B. 1008.....	10
C.C.S. for H.B. 1009.....	10
C.C.S. for H.B. 1010.....	10
C.C.S. for H.B. 1011.....	10
C.C.S. for H.B. 1012.....	10
C.C.S. for H.B. 1013.....	10
C.C.S. for H.B. 1014.....	11
C.C.S. for H.B. 1015.....	11
C.C.S. for H.B. 1016.....	11
H.B. 1031.....	47
H.B. 1035.....	23
H.C.S. for H.B. 1041.....	44
H.B. 1069.....	33
C.C.S. for H.B. 1079.....	34
H.S. for H.B. 1086.....	58
S.C.S. for H.B. 1096.....	35
H.C.S. for H.B. 1099.....	26
H.B. 1100.....	28
H.B. 1103.....	40
S.S. #2 for H.B. 1120.....	18
H.B. 1147.....	24
H.B. 1164.....	38
H.C.S. for H.B. 1169.....	52
S.C.S. for H.C.S. for H.B.'s 1171, 1173, 1306 & 1643..	14
H.B. 1196.....	22
H.B. 1201.....	35
H.B. 1213.....	29
H.B. 1223.....	45
H.B. 1253.....	50
H.B. 1289.....	35
H.B. 1323.....	45
H.B. 1339.....	41
H.C.S. for H.B.'s 1341, 1473, 1474 & 1475.....	29
H.C.S. for H.B.'s 1351, 1464 & 1507.....	39

HOUSE BILLS

PAGE

C.C.S. for H.B. 1353.....	18
H.B. 1375.....	57
S.C.S. for H.C.S. for H.B.'s 1411 & 1587.....	12
H.C.S. for H.B. 1450.....	57
H.C.S. for H.B.'s 1454, 1131 & 1203.....	27
H.B. 1462.....	16
H.B. 1465.....	53
H.B. 1489.....	37
H.B. 1501.....	12
H.B. 1503.....	9
H.B. 1511.....	48
H.B. 1514.....	8
H.B. 1521.....	32
H.B. 1522.....	53
H.S. for H.B. 1539.....	30
H.B. 1546.....	41
S.C.S. for H.C.S. for H.B.'s 1548 & 1543.....	18
H.C.S. for H.B. 1562.....	49
H.B. 1565.....	46
H.S. for H.C.S. for H.B.'s 1568 & 1423.....	39
H.B. 1582.....	49
H.B. 1600.....	28
S.C.S. for H.B. 1605.....	42
S.C.S. for H.B. 1646.....	53
S.C.S. for H.C.S. for H.B.'s 1713, 1686, 1542 & 1791..	38
H.C.S. for H.B.'s 1720, 1645 & 1276.....	53
H.B. 1768.....	33
H.B. 1781.....	35
H.B. 1819.....	30
H.B. 1820.....	30
H.C.S. for H.B. 1823.....	11
H.J.R. 54.....	19
H.J.R. 57.....	19
H.C.S. for H.J.R.'s 61, 104 & 105.....	20
H.J.R. 63.....	20
S.C.S. for H.J.R. 82.....	20
H.J.R. 106.....	20
H.J.R. 113.....	20

SENATE BILLS

PAGE

S.B. 462.....	55
S.S. for S.B. 464.....	57
S.B. 466.....	17
S.B. 468.....	17
S.B. 469.....	42
S.B. 470.....	42
S.B. 471.....	56
H.C.S. for S.B. 475.....	56
S.B. 476.....	52
C.C.S. for H.C.S. for S.B. 478.....	24
S.B. 480.....	42
S.B. 481.....	38
S.B. 484.....	44
S.R.B. 487.....	55
H.C.S. for S.C.S. for S.B. 490.....	19
S.B. 495.....	43
C.C.S. for S.B. 497.....	24
S.B. 499.....	8
H.C.S. for S.B. 506.....	32
S.B. 508.....	36
H.S. for H.C.S. for S.C.S. for S.B. 513.....	45
S.B. 519.....	14
S.C.S. for S.B. 520.....	18
S.B. 521.....	9
H.S. for H.C.S. for S.S. for S.B. 522.....	28
C.C.S. for S.B. 525.....	47
H.C.S. for S.B. 526.....	31
S.B. 537.....	8
S.B. 547.....	11
H.C.S. for S.B. 575.....	34
S.B. 580.....	57
S.B. 587.....	17
S.B. 628.....	37
S.B. 630.....	46
S.B. 637.....	51
S.B. 641.....	34
S.C.S. for S.B. 643.....	26
S.B. 644.....	21
C.C.S. for S.B. 646.....	13
S.B. 648.....	48
S.S. for S.B. 649.....	35
S.B. 665.....	49
S.R.B. 680.....	55
C.C.S. for S.B. 681.....	40
S.B. 691.....	13
S.B. 696.....	14
S.B. 698.....	38
S.R.B. 700.....	55
C.C.S. for S.B. 711.....	50

SENATE BILLS

PAGE

S.B. 715.....	8
H.C.S. for S.B. 717.....	37
S.B. 722.....	19
H.S. for S.B. 725.....	34
H.C.S. for S.B. 726.....	42
S.B. 729.....	43
S.B. 737.....	47
C.C.S. for S.B. 747.....	22
S.B. 764.....	31
S.B. 785.....	29
S.B. 800.....	23
S.B. 815.....	43
S.B. 831.....	58
H.C.S. for S.B. 832.....	58
H.C.S. for S.B. 833.....	36
S.B. 835.....	43
S.B. 836.....	31
S.B. 840.....	37
S.B. 842.....	50
S.B. 847.....	12
H.C.S. for S.J.R. 25.....	20
S.J.R. 30.....	21
S.J.R. 39.....	21

SUBJECTS

PAGE

Adjutant General, State.....	8
Administration of Estates.....	8
Agriculture and Animals.....	8
Aircraft and Airports.....	9
Amusements and Sports.....	9
Appropriations.....	9
Attorneys.....	11
Auditor, State.....	11
Boards and Commissions.....	12
Bonds.....	12
Buses.....	14
Children and Minors.....	15
Chiropractors.....	18
Cigarettes.....	18
Cities and Municipalities.....	18
Civil and Criminal Procedures.....	19
Constitutional Amendmenets.....	19
Constitutional Convention.....	21
Contracts and Contractors.....	21
Corporations.....	22
Corrections and Human Resources, Dept. of.....	22
Counties and County Officers.....	23
County Circuit Clerks.....	24
County Collector.....	24
County Prosecuting Attorney.....	24
County Sheriff.....	24
Courts.....	24
Courts, Circuit.....	26
Courts, Juvenile.....	26
Courts, Supreme.....	26
Credit Unions.....	26
Crimes and Punishment.....	27
Dairies and Dairy Products.....	28
Debts and Debtors.....	29
Domestic Relations.....	29
Drugs and Controlled Substances.....	29
Easements and Conveyances.....	29
Elections.....	31
Employees-Employers.....	32
Employment Security.....	32
Energy Control.....	32
Environmental Protection.....	32
Family Services, Division of.....	33
Federal-State Relations.....	33
Fees and Salaries.....	33
Finance, Division of.....	34
Financial Institutions.....	34
Fire Protection and Fire Protection Districts.....	35
Firearms and Fireworks.....	35
Firemen.....	36

SUBJECTS

PAGE

Funerals and Funeral Directors.....	36
General Assembly.....	36
Handicapped Persons.....	37
Health, Division of.....	37
Highway Patrol.....	37
Hospitals.....	38
Housing Developments.....	38
Income Tax.....	39
Industrial Development.....	39
Insurance.....	40
Jails.....	43
Libraries.....	43
Licenses.....	44
Liens.....	44
Liquor.....	45
Medical Procedures and Personnel.....	45
Mental Health.....	46
Merchandising Practices.....	47
Mines and Mining.....	47
Mobile Homes.....	48
Mortgages and Deeds.....	48
Motor Fuel.....	48
Motor Vehicles.....	49
Museums.....	50
Nurses.....	50
Open Meetings.....	50
Parks and Recreation.....	51
Penitentiary and Penal Institutions.....	51
Physicians.....	51
Police.....	51
Political Subdivisions.....	51
Probate.....	51
Probation and Parole.....	52
Property, Real and Personal.....	52
Public Buildings.....	52
Public Defender.....	52
Public Service Commission.....	53
Retirement Systems and Benefits.....	53
Revenue, Dept. of.....	55
Revision Bills.....	55
St. Louis City.....	56
Sales and Use Tax.....	56
Savings and Loan.....	56
Schools and Teachers.....	57
Schools-Higher Education.....	58
Social Services, Dept. of.....	58
Taxation and Revenue.....	59

SUBJECTS	PAGE
Utilities.....	60
Vital Statistics.....	60
Water Resources, Conservancy, and Pollution.....	60
Workers Compensation.....	60
SECTIONS INVOLVED IN 1982 ENACTMENTS.....	61

ADJUTANT GENERAL, STATE

S.B. 715 -- Doctorian

Establishes the Adjutant General's Revolving Fund, a special trust fund, in the state treasury. All money received as rent for armories shall be deposited in this fund, and this fund shall not be subject to section 33.080, RSMo, which requires unexpended balances to be transferred to general revenue at the end of each biennium. Adjutant general to set compensation of members of state militia. Members of state militia to receive ribbons when they have served so many years. (Emergency clause) Approved 4-30-82

ADMINISTRATION OF ESTATES

S. B. 499 -- Murray

Interests or powers in property may be disclaimed regardless of whether the interest or power was transferred by operation of law or pursuant to a written instrument. Disclaimers may be made by any person within the time periods established, all of which are at least as long as those allowed by the federal laws. Persons may disclaim one transfer, either in whole or in part, and accept another. Disclaimers must be made in accordance with section 474.490, RSMo, as to form and content. Approved 6-28-82.

S. B. 700 -- See Revision Bills

AGRICULTURE AND ANIMALS

H.B. 1514 -- Findley

Comprehensive update of Missouri Economic Poisons Law. Modernizes terminology to conform with recent state and federal laws. Increases registration fees and assesses penalties for late registration. Approved 6-10-82

S.B. 537 -- Tinnin

Protects agricultural operations in existence for more than one year and not located within a municipality from suits seeking to declare such operations private or public nuisances, unless the nuisance arises from negligence or improper operation. Approved 6-10-82.

AGRICULTURE AND ANIMALS (cont.)

S. B. 840 -- See Handicapped Persons

AIRCRAFT AND AIRPORTS

S.B. 521 -- Dirck

Removes expiration date for the Missouri St. Louis Metropolitan Airport Authority. State support for authority ends June 30, 1983. Approved 6-18-82

AMUSEMENTS AND SPORTS

H.B. 1503 -- Lewis

Permits organizations such as Elks, Lions, Knights of Columbus, etc., to obtain licenses to conduct bingo games. (Emergency clause) Approved 3-18-82

APPROPRIATIONS

C.C.S. for H.B. 1001

Appropriates money for processing water pollution control bonds. Approved 5-28-82

C.C.S. for H.B. 1002

Appropriates money for expenses, grants and distribution of the state board of education. Approved 5-28-82

C.C.S. for H.B. 1003

Appropriates money for expenses, grants and distribution of the department of higher education. Approved 5-28-82 with line item veto

C.C.S. for H.B. 1004

Appropriates money for expenses and distribution of the Department of Revenue and transfers money from conservation fund to general revenue. Approved 5-28-82

C.C.S. for H.B. 1005

Appropriates money for expenses and distribution of the judiciary. Approved 5-28-82

APPROPRIATIONS (cont.)

C.C.S. for H.B. 1006

Appropriates money for expenses and distribution of the judiciary. Approved 5-28-82

C.C.S. for H.B. 1007

Appropriates money for expenses grants and distributions of the several departments of state government. Approved 5-28-82 with line item veto

C.C.S. for H.B. 1008

Appropriates money for expenses, grants and distribution of the department of highways and transportation and department of public safety. Approved 5-28-82 with line item veto

C.C.S. for H.B. 1009

Appropriates money for the expenses, grants and distribution of the Department of Corrections and Human Resources. Approved 5-28-82

C.C.S. for H.B. 1010

Appropriates money for expenses, grants and distributions of the Department of Mental Health. Approved 5-28-82

C.C.S. for H.B. 1011

Appropriates money for the expenses, grants and distribution of the Department of Social Services. Approved 5-28-82

C.C.S. for H.B. 1012

Appropriates money for payment of salaries and operating expenses of the General Assembly and committees of the General Assembly. Approved 5-28-82

C.C.S. for H.B. 1013

Appropriates money for capital improvements for repairs, maintenance, initial installation or

APPROPRIATIONS (cont.)

replacement of equipment or mechanical systems.
Approved 5-28-82

C.C.S. for H.B. 1014

Appropriates money for planning, capital improvements, additions and renovations, new structures and land improvements or acquisition. Approved 5-28-82

C.C.S. for H.B. 1015

Appropriates money for capital improvements and other purposes for the several departments of state government and the divisions and programs. Approved 5-28-82 with line item veto

C.C.S. for H.B. 1016

Appropriates money for emergency and supplemental purposes for the several departments and offices of state government. Approved 3-16-82

H.B. 1450 -- See Schools and Teachers

H.C.S. for H.B. 1823

Appropriates money for emergency purposes for the Department of Higher Education for the payment of various costs related to storm damage at the Central Missouri State University. Approved 5-25-82

ATTORNEYS

S.B. 680 -- See Revision Bills

AUDITOR, STATE

S.B. 547 -- Bild

Repeals section 29.160, RSMo; requiring the state auditor to destroy, in the presence of a joint committee of the general assembly, all audit records which have been on file for five years or more.
Approved 6-16-82

BOARDS AND COMMISSIONS

H.B. 1568 & 1423 -- see Industrial Development

S.B. 681 -- See Industrial Development

S.B. 847 -- Wilson, 34th

Establishes the "Missouri State-Federal Relations Commission" to study and analyze the relationship between the federal government and the several states, the powers and functions of federal agencies and their impact on state agencies and offices, and to recommend statutory changes and plans of governmental structure and organization. Committee on legislative research shall supply such drafting, research and clerical help as may be deemed necessary. Report shall be submitted to the governor and general assembly by February 15, 1984, when the commission shall terminate. Vetoed 6-25-82

BONDS

H.B. 1164 -- See Housing Development

S.C.S. for H.C.S. for H.B. 1411 & 1587

Permits counties, cities, towns or villages to designate redevelopment project areas. Specific provisions for what must be included in the redevelopment plan together with the specific powers granted to carry out the plan. Provisions are included to provide for funding of such projects. Units of local government may adopt tax increment allocation financing as an incentive for development. Certain provisions within the Land Clearance for Redevelopment Authority Law are changed including the timing of certain acts which must be accomplished as a part of a redevelopment plan. Plans may now be altered by the governing body of the county or city as well as by the redevelopment authority. Progress of redevelopment projects subject to scrutiny via a public hearing. The governing body may determine if private enterprise rather than the redevelopment authority might accomplish the goals in a more orderly fashion or if the plan needs to be modified. Approved 6-16-82

H.B. 1501 -- Bratkowski

Authorizes the board of public buildings to issue

BONDS (cont.)

revenue bonds to finance energy retrofitting projects in state buildings, and to require state agencies to participate in projects and bear a proportion of costs. Increases limit on total revenue bonds issued by the board to one hundred million dollars.

Authorizes the Missouri Housing Development Commission to make low-interest loans for weatherization projects in single and multi-family dwellings. (Emergency clause) Approved 5-20-82

H.B. 1568 & 1423 -- See Industrial Development

H.J.R. 82 -- See Constitutional Amendments

H.J.R. 113 -- See Constitutional Amendments

S.B. 506 -- See Environmental Protection

C.C.S. for S.B. 646

Amends law relating to sewer systems in third and fourth class cities, towns and villages, and special charter cities and removes restriction that property holders petitioning for district sewers must be residents of the district. Amends Missouri clean water law and requires that the state clean water commission hold hearings within specified time, on appeals from secretary's denial of permit to build or enlarge water contaminant source. Misdemeanor to discharge water contaminants without permit. State may grant available funds for water pollution control projects, even if federal funds are not available, up to fifty-five percent of estimated reasonable cost and small rural communities to receive at least twenty percent when no federal funds are available. Approved 6-23-82

S.B. 691 -- Snowden

Increases the minimum amount of county contracts to one thousand five hundred dollars before advertising for bids is required. No bids required on purchases of one thousand dollars or less made from any one person during a ninety day period. Requires building contractors to give county a bond of at least one hundred ten percent of the amount to be given for erecting a county building. (Emergency clause) Approved 4-30-82

BONDS (cont.)

S.B. 696 -- Schneider

Authorizes interest rates up to fourteen percent on state park improvement revenue bonds, and provides for investment of proceeds of refunding bonds sold more than one year prior to maturity or redemption date of bonds being refunded. Approved 6-17-82

BUSES

S.B. 519 -- Dirck

- (1) Creates the crime of bus hijacking by force or violence, sets the elements, and makes it a class B felony.
- (2) Creates the crime of assault with intent to commit bus hijacking, sets the elements, and makes it a class C felony, unless a dangerous or deadly weapon is employed, in which case it is a class A felony.
- (3) Creates the crime of possession and concealment of dangerous or deadly weapon upon a bus, sets the elements, and makes it a class C felony. Does not apply to law enforcement officers, authorized security personnel, or passengers in possession of such weapons with the consent of the bus owner or his agent or bailee.
- (4) Bombing or placing a bomb in or near a bus or bus terminal made a class A felony, and threatening to bomb or place a bomb made a class C felony.
- (5) Discharge of a firearm in a bus or bus terminal made a class B felony.
- (6) Makes it unlawful to threaten a breach of the peace, use vulgar language, be under the influence of alcohol or drugs, or fail to obey reasonable requests of bus company representatives in a bus or bus terminal, punishable as a class C misdemeanor. Bus drivers may require violators to leave the bus at next regular or convenient stop.
- (7) Bus companies may refuse admission to terminals to persons not having bona fide business within the terminal. Refusal to comply with a request to leave constitutes disorderly conduct, punishable as a class C misdemeanor.

BUSES (cont.)

(8) Creates the crime of possession of a deadly or dangerous weapon, explosive or hazardous material in a bus or bus terminal, sets the elements and makes it a class C felony.

(9) Authorized security guards may detain suspected violators without civil or criminal liability for unlawful imprisonment.

(10) Unauthorized removal of baggage, cargo or other items from a bus or bus terminal, regardless of value, made a class D felony.

(11) Bus drivers may temporarily install and operate a CB radio in the bus: Approved 6-17-82

CHILDREN AND MINORS

H.B. 977 -- O'Connor

Grandparents and stepparents who have been denied reasonable visitation rights with respect to their grandchildren or stepchildren may petition a court and be granted reasonable visitation rights or temporary custody. The term "grandparent" includes those individuals who are the natural maternal or paternal grandparents of a child even though the child has been adopted. Vetoed 6-25-82

S.C.S. for H.C.S. for H.B. 1171, 1173, 1306 & 1643

(1) Methods of discipline, including spanking, not considered child abuse when done in a reasonable manner. Ministers no longer required to report suspected child abuse. Temporary protective custody of abused and neglected children may last twenty-four hours or less and may be done in any suitable place other than a secured detention facility. Persons who intentionally file a false report of child abuse or neglect have no immunity from civil or criminal liability. Content of report concerning child abuse or neglect determines action of division of family services, and time within which such action must be taken.

(2) Reports of abuse or neglect shall be retained and then removed by the division of family services in accordance with the provisions of section 210.152; RSMo, from their records.

CHILDREN AND MINORS (cont.)

(3) Guardians ad litem in judicial proceedings involving abused or neglected children shall have access to all information of all agencies involved in the case, including the court and the division of family services.

(4) The division of family services is to license, inspect, and regulate all foster homes, residential care facilities, and child placing agencies in this state. Grounds for refusal or revocation of any such license are established, and criminal penalties are set for persons who knowingly make false statements in order to obtain a license.

(5) Foster care for abused or neglected children shall be paid for by the state, although parents may be required to pay part of such cost. The status of children who have been placed in foster care may be reviewed by the court having jurisdiction as often as it deems necessary, but at least once every six months.

(6) Child, for purposes of the adoption statutes of chapter 453, means a person under the age of eighteen.

(7) Children who are older than seventeen shall be prosecuted under the general law for their violations of state law or municipal ordinances.

(8) Consent to the adoption of a child is not required from those parents whose identity is unknown and cannot be ascertained nor from those parents who have willfully abandoned their children for a certain period of time.

(9) The juvenile division of each circuit court shall report statistics relating to the causes and contributing factors of delinquency in children to the division of youth services upon the request of the division of youth services. Approved 6-22-82

H.B. 1462 -- Steinmetz, 57th

Brings Missouri into compliance with requirements of 1981 amendments to the federal Aid to Families with Dependent Children Program. Major changes include:

(1) Prohibits payments of less than ten dollars;

CHILDREN AND MINORS (cont.)

(2) Lowers maximum age of dependent children from twenty to eighteen;

(3) Establishes resource limit at one thousand dollars, excluding the home and one car, valued as provided by federal law or regulation;

(4) Establishes formula for determination of temporary ineligibility based upon receipt of income not excluded or disregarded for AFDC eligibility. (Emergency clause) Approved 2-16-82

S.C.S. for S.B. 466

Requires school districts in the city of St. Louis, St. Louis County and Jackson County to provide educational programs for juveniles detained in county or court operated facilities who have not completed high school. Such districts will receive state aid as provided under the school foundation formula, and must pay toward the cost of the program either (1) the full-time equivalence of the local tax effort (2) the per pupil cost of the district for the program which exceeds the state aid, whichever is less. Approved 6-2-82

S.B. 468 -- Schneider

This bill is a major revision of the methods by which child support obligations are established and enforced. It is a complicated bill which makes numerous changes in this procedure, and will require a detailed analysis to fully understand. Generally strengthens procedures so that child support enforcement is easier for Department of Social Services, and will be more comprehensive. Approved 6-22-82

S.B. 587 -- Schneider

Requires state registrar of vital statistics to issue a birth certificate in the case of a foreign adoption upon receipt of proof of such adoption. Approved 6-22-82

CHIROPRACTORS

S.C.S. for S.B. 520

Redefines and authorizes the practice of chiropractic. Chiropractors may advise and instruct patients in hygiene, nutrition, and sanitary measures. Approved 5-27-82

CIGARETTES

S.C.S. for H.C.S. for H.B. 1548 & 1543

Increases cigarette tax to six and one-half mills per cigarette. Additional revenue shall be placed in a separate fund for distribution to public schools based on average daily attendance. Provides discount of three percent to wholesalers purchasing tax stamps. Requires a surety bond of not more than five hundred thousand dollars from wholesalers desiring to purchase tax stamps on a deferred payment basis. Approved 5-26-82

CITIES AND MUNICIPALITIES

S.S. No. 2 for H.B. 1120

Permits all incorporated villages or unincorporated villages with a population of at least two hundred to become fourth class cities by majority vote. Establishes procedures for recall of elected officials in third class cities by petition of twenty-five percent of voters in last mayoral election. Provides that special business districts in St. Louis and Kansas City be administered by a board of commissioners appointed by the mayor with advice and consent of board of aldermen or city council. Grants board power to manage affairs of district, with final authority on use of revenue vested in board of aldermen or city council. Continues tax abatements under the Urban Redevelopment Corporation Law for property within the district. Prohibits decrease of regular city services within the district. Approved 6-22-82

C.C.S. for H.B. 1353

Redefines "business firm" for purposes of Neighborhood Assistance Programs to include "any person, firm, or corporation". Permits income tax credit to exceed two hundred fifty thousand dollars per year if assistance programs are rendered in

CITIES AND MUNICIPALITIES (cont.)

areas defined by federal or state law as impoverished, economically distressed, blighted or endangered, or if programs are limited to impoverished persons. Approved 6-18-82

H.B. 1411 & 1587 -- See Bonds

CIVIL AND CRIMINAL PROCEDURES

H.C.S. for S.C.S. for S.B. 490 -- "Bankruptcy Bill"

Updates the laws pertaining to property which may be exempted from attachment and execution, and from the estate of a person in a bankruptcy proceeding. Repeals exemptions which have become archaic. Exemptions are allowed applicable to any person instead of restricting them to heads of families. The homestead exemption may now be claimed by any person, but no more than the maximum amount allowed under the law may be claimed for any one homestead. In addition to the exemptions allowed any person, each head of a family may claim an additional eight hundred fifty dollars plus two hundred fifty dollars for each unmarried dependent child under the age of eighteen, but this additional exemption may not be applied to ten percent of any "debt, income, salary, or wage due any such head of a family". Approved 6-17-82

S.B. 630 -- See Mental Health

S.B. 722 -- Bild

Allows guardians ad litem reasonable compensation, to be taxed as costs in case or proceeding. Approved 6-16-82

CONSTITUTIONAL AMENDMENTS

H.J.R. 54 -- Hickey

Creates congressional apportionment commission to reapportion the congressional districts within six months after certification of census results. If no agreement is reached, districts shall be apportioned by the Missouri supreme court.

H.J.R. 57 -- Steelman

Removes Missouri supreme court's exclusive appellate jurisdiction in all cases involving life imprisonment.

CONSTITUTIONAL AMENDMENTS (cont.)

H.C.S. for H.J.R. 61, 104 & 105

Authorizes the general assembly and political subdivisions to provide or contract for health insurance benefits for officers and employees and their dependents.

H.J.R. 63 -- Christian

Changes procedure for election of delegates to a state constitutional convention. Convention need not meet in legislative chambers.

S.C.S for H.J.R. 82

Jackson, Clay, Platte, and St. Louis Counties and the city of St. Louis, and political subdivisions contained therein, may incur bonded indebtedness by four-sevenths vote instead of two-thirds vote.

H.J.R. 106 -- Browning

Permits collection of a fixed fee on motor vehicles powered by LP gas or electricity in lieu of the motor fuel tax.

H.J.R. 113 -- Cantrell

Repeals H.J.R. 30 passed in 1981, and submits a proposed amendment to authorize issuance of \$600 million of general obligation bonds for construction and improvements to state buildings and property. Additional revenue provided by this section exempt from provisions of the Hancock Amendment. Approved by voters 6-8-82

H.C.S. for S.J.R. 25

Creates subclassification of real property into (1) residential; (2) agricultural, and (3) utility, industrial, commercial, and railroad property. Exempts merchants' and manufacturers' inventories from taxation effective in each county on January 1 of the year in which general reassessment in that county is completed. Replaces lost revenue from merchants' and manufacturers' tax with countywide tax on subclass (3) property. Homestead exemptions may be authorized for all homeowners and renters, regardless of age.

CONSTITUTIONAL AMENDMENTS (cont.)

S.J.R. 30 -- Wilson, 19th

Increases limitation on tax rates of all school districts to one dollar and seventy-five cents per one hundred dollars assessed valuation.

S.J.R. 39 -- Woods

Missouri house of representatives and senate to be reapportioned by commissions of appellate judges chosen by the state supreme court if respective apportionment commissions fail to come up with a plan.

CONSTITUTIONAL CONVENTION

H.J.R. 63 -- See Constitutional Amendments

CONTRACTS AND CONTRACTORS

S.B. 644 -- Webster

Makes substantial changes in law governing sale of pre-need funeral contracts. Major provisions include:

- (1) Sellers must be registered with state board of embalmers and funeral directors;
- (2) Providers of pre-need funeral services must be licensed funeral directors unless only plots or vaults are provided;
- (3) Eighty percent of contract price must be deposited in trust at a designated financial institution;
- (4) Sellers must give state board sixty days notice and providers must give thirty days notice of termination or sale of their business;
- (5) Buyers given thirty days cooling-off period in which to cancel contract and receive one hundred percent refund; after thirty days may cancel and receive eighty percent refund;
- (6) Buyer may receive one hundred percent refund plus interest if he moves out of seller's general area;

CONTRACTS AND CONTRACTORS (cont.)

(7) Violation is a class D felony. Approved
6-10-82

CORPORATIONS

C.C.S. for S.B. 747

Corporations violating the service letter statute may not be sued for punitive, as well as compensatory, damages. Approved 6-17-82

CORRECTIONS AND HUMAN RESOURCES, DEPT. OF

H.B. 1196 -- Fowler

Clarifies establishment of Department of Corrections and Human Resources. Employees of the Board of Probation and Parole included in the State Tort Defense Fund. The director of the department is given certain responsibilities and duties as well as powers over the affairs of the divisions within the department. Provisions for the following are included which relate to the department: Allows receipt of federal funds, gives power to the department to sue for debts owed the department; expands the volunteer program; defines what are and are not public records; provides who may use department facilities if such are determined not to be needed; and a procedure for providing needed medical treatment when an inmate cannot consent is established. The division of adult institutions is given specific powers and responsibilities. The previous requirement that the head of the womens prison be a woman is removed. The administrative scheme within the department is changed from a "section" scheme to a plan where the head of each institution controls the affairs of his institution under the supervision of the central office. There are provisions for the following: Purchasing procedure is to be approved by the office of administration; canteen funds may be expended for certain specific services and items; maximum capacities for each institution are to be established and can only be exceeded with the declaration of an emergency by the department director; additional inmate identification systems may be implemented; federal prisoners may be accepted if space is available; the governor may authorize prisoner exchanges for United States citizens in foreign countries under certain

CORRECTIONS AND HUMAN RESOURCES, DEPT. OF (cont.)

circumstances; religious services may now be contracted for rather than requiring a full-time chaplain who could not have other employment; medical services may now be contracted for; the circuit courts may now order attachment of inmate wages to satisfy inmate financial responsibilities; an inmate grievance system is mandated; certain designated employees may carry firearms; the amount of a reward which may be offered for those aiding in capture of an escapee is increased (employees of department not eligible); provisions for contracting with private vendors for providing halfway house programs is included; a procedure for establishing new industries and services is included with limitations; moneys in the industries and services revolving fund will no longer revert to general revenue if unspent including a provision that profits may be invested in expansion of the program. The board of probation and parole may release inmates judged ready to return to society but will not be required to do so. The concept of absolute release for a period formerly called conditional release is modified to include a procedure where inmates may be held past the conditional release date if a due process procedure is followed.
Approved 6-17-82

COUNTIES AND COUNTY OFFICERS

H.B. 1035 -- Dames & Roehl

Authorizes St. Charles County to impose a one-half cent sales tax for the purpose of constructing a jail, a juvenile facility, and a sheriff's office. Tax must be approved by voters and will terminate five years from the date initially imposed. Tax shall be collected and administered by the director of revenue in same manner as the state sales tax. Effective 1-1-83. Approved 6-24-82

S.B. 691 -- See Bonds

S.B. 800 -- Doctorian

Authorizes suit by county against the bond of a past county collector to recover any overpayment to collector. Approved 6-16-82

COUNTY CIRCUIT CLERKS

H.B. 1720, 1645 & 1276 -- See Retirement Systems and Benefits

COUNTY COLLECTOR

S.B. 800 -- See Counties and County Officers

COUNTY PROSECUTING ATTORNEY

C.C.S. for H.C.S. for S.B. 478

Provides optional pay increases for county officials that are ineffective if the Missouri Supreme Court rules that the State is required to pay them. County courts may grant the increases at their option. Provides for four year terms for all prosecuting attorneys. Authorizes appointment of a county counselor in Platte County. Permits county officers to contract with municipalities to perform the same services for such municipality as he performs for the county. Approved 6-23-82

COUNTY SHERIFF

H.C.S. for H.B. 907 & 1497

County courts may pay an additional monthly uniform allowance of forty dollars for each sheriff and full-time deputy sheriff, and an additional two hundred dollars per month mileage allowance, until January 1, 1985. Approved 6-17-82

H.B. 1147 -- Reeves

Repeals section 494.070, RSMo, requiring administration of an oath in open court to the sheriff and all deputies before any jury may be impaneled. Approved 6-16-82

COURTS

C.C.S. for S.B. 497

(1) Establishes a judicial finance commission within the judicial department to settle disagreements between circuit courts and county governing bodies which arise from budget matters. The judicial finance commission shall have the membership, powers, and duties prescribed.

COURTS (cont.)

(2) Establishes a commission on detention facilities within the judicial department which shall inspect such facilities, recommend minimum standards for such facilities, and investigate complaints regarding such facilities, among other duties. This commission shall have membership, powers, and duties prescribed, and commission shall terminate July 1, 1983.

(3) Librarian of the supreme court may collect a reasonable fee for reproducing legal materials, which revenue shall be used to secure legal materials from other sources.

(4) Increases the compensation of supreme court, court of appeals, circuit court, and associate circuit court judges. Increases certain fees charged in relation to court proceedings. Increases the jurisdictional amount for small claims court from five hundred dollars to one thousand dollars. Increases the compensation of court reporters. Compensation of juvenile court commissioners to be the same as that set for associate circuit judges in the same county. Increases the compensation of certain other employees of juvenile courts. Authorizes annual cost of living increase for personnel of judicial department.

(5) Broadens powers of courts regarding conditions which may be placed on juveniles taken into custody under chapter 211, RSMo, regarding where such children may be placed and conditions which may be imposed on them if released. State must pay eight dollars per day for care and maintenance of each child in a county owned and operated home for neglected and delinquent children.

(6) Withdrawal of all accumulated contributions made through September 1, 1976 by any judge into the state retirement system to have no effect on any rights or benefits to which the judge is entitled. Judge who wishes to again be covered by the state retirement system after having withdrawn contributions other than those paid in through September 1, 1976, must repay all of such contributions along with the interest such contributions would have earned had they not been withdrawn. Beneficiaries of judges who have elected to become a special commissioner or referee shall receive one-half of the compensation formerly paid to such judge as a special commissioner or referee upon the death of such judge.

COURTS (cont.)

(7) Powers and duties of the marshal of the supreme court are broadened. Victims eligible for compensation under the crime victims' compensation laws are limited to residents of Missouri. All interest earned on funds in the crime victims' compensation fund shall be paid into such fund. The judgment authorized against defendants under the crime victims compensation laws shall also be imposed against those defendants given a suspended imposition of sentence. (Emergency clause for certain provisions) Approved 6-4-82

COURTS, CIRCUIT

S.C.S. for S.B. 643

Empowers presiding judge in any circuit which has four circuit judges or less to assign another judge to hear a case in which the presiding judge is disqualified. Approved 6-10-82

COURTS, JUVENILE

H.B. 1171, 1173, 1306 & 1643 -- See Children and Minors

S.B. 497 -- See Courts

COURTS, SUPREME

H.J.R. 57 -- See Constitutional Amendments

CREDIT UNIONS

H.C.S. for H.B. 1099

Updates laws regulating credit unions. Investment decisions may be made by an investment committee of the credit union. Share value maximum raised from twenty-five dollars to one hundred dollars. Provides for greater flexibility in the types of allowed investments. Fees paid by credit unions to cover the costs of state regulation. Some maximum interest rate levels are increased. Local officers of credit unions may now borrow up to twenty-five thousand dollars from their credit unions. Reserve requirements changed. Provisions included to provide for merger of credit unions. Payroll deductions to a credit union for state employees are allowed. Approved 4-6-82

CRIMES AND PUNISHMENT

H.C.S. for H.B. 1454, 1131 & 1203

(1) Any person who sells or knowingly possesses any piece of farm machinery, farm implement, motor vehicle, trailer, motor vehicle tire, or piece of construction equipment from which an identification number has been removed, covered, altered or defaced is guilty of a class A misdemeanor. All such items shall be seized by the appropriate law enforcement official and returned to the legal owner or sold as provided in section 301.390, RSMo. Any person who removes, defaces, or alters any such number is guilty of a class C felony. The crime of tampering in the first degree is redefined to include receiving, possessing, destroying or unlawfully operating various motor vehicles, watercraft, and airplanes without the consent of the lawful owner. Tampering in the first degree is now a class C felony instead of a class D felony. Tampering in the second degree now includes tampering with meters of various utilities to either prevent the proper measurement of useage or to divert service. Whenever tampering with a utility's meter is a second or subsequent offense, it is a class D felony, otherwise tampering in the second degree is a class A misdemeanor.

(2) Creates the crime of alteration or removal of item numbers, sets the elements of this crime, and makes it a class D felony for items worth one hundred dollars or more, and a class B misdemeanor for items under one hundred fifty dollars.

(3) Creates the crime of tampering with intellectual property ("computer theft"), sets the elements of the crime, and makes it a class A misdemeanor unless certain other factors are involved, in which case it is a class D felony.

(4) Creates the crime of tampering with computer equipment, sets the elements of the crime, and makes it a class A misdemeanor unless certain other factors are involved, in which case it is either a class D felony or a class C felony.

(5) Creates the crime of tampering with computer users, sets the elements of the crime, and makes it a class A misdemeanor unless certain other factors are involved, in which case it is a class D felony.

Approved 6-2-82

CRIMES AND PUNISHMENT (cont.)

H.B. 1600 -- Hearnese & Marriott

Disqualifies persons convicted of a misdemeanor connected with the right of suffrage from registering and voting. (Emergency clause)
Approved 5-25-82

S.B. 513 -- See Liquor

S.B. 519 -- See Buses

H.S. for H.C.S. for S.S. for S.B. 522

(1) Incorporates into Missouri law the provisions of the Model Drug Paraphernalia Act and the Model Forfeiture of Drug Profits Act. Possession, use or advertisement of drug paraphernalia is a class B misdemeanor. Delivery of drug paraphernalia is a class D felony. Everything of value furnished as payment for controlled substances, imitation controlled substances and drug paraphernalia shall be forfeited, along with substances or paraphernalia. Burden is on claimants to prove otherwise.

(2) Prohibits possession, use, delivery, manufacture or advertisement of imitation controlled substances (kiddie dope). Use, possession or advertisement is a class B misdemeanor. Delivery or manufacture is a class D felony.

(3) Prohibits possession, use or sale or transfer of any solvent for the purpose of inducing intoxication (glue-sniffing). Possession or use is a class B misdemeanor. Sale or transfer is a class C felony. Approved 6-2-82

DAIRIES AND DAIRY PRODUCTS

H.B. 1100 -- Barry

Exempts distributors of cottage cheese from license requirements of the Unfair Milk Practices Act.
Approved 6-10-82

DEBTS AND DEBTORS

H.C.S. for H.B. 946

Department of revenue may set off income tax refunds against debts due state agencies in excess of twenty-five dollars. Taxpayer may contest debt set-off within thirty days of receipt of notice of set-off by written application to the state agency to which the debt is owed. Hearings shall be conducted in accordance with chapter 536, RSMo. (Emergency clause) Approved 3-16-82

H.C.S. for H.B. 1341, 1473, 1474 & 1475

Permits an origination fee of up to two percent on second mortgage loans and permits costs of mortgage insurance to be charged to borrower. Allows loans for business purposes secured by residential real estate to be considered business loans. Allows collection of principal of small loans but bars recovery of any interest if contract provided for interest in excess of that permitted by law. Excludes purchases for business, commercial or agricultural purposes from application of retail credit sales provisions. Permits monthly compounding of "interest on interest". Approved 6-10-82

DOMESTIC RELATIONS

H.B. 977 -- See Children and Minors

S.B. 468 -- See Children and Minors

S.B. 785 -- Panethiere

Removes epilepsy as grounds for prohibiting marriage. Solemnizing an unlawful marriage a class C misdemeanor. Approved 6-17-82

DRUGS AND CONTROLLED SUBSTANCES

S.B. 522 -- See Crimes and Punishment

EASEMENTS AND CONVEYANCES

H.B. 1213 -- McBride

Authorizes conveyance of certain land adjacent to the Rolla Regional Center for the Developmentally

EASEMENTS AND CONVEYANCES (cont.)

Disabled to the Gingerbread House, Home for the Severely Handicapped, Inc., for the purpose of constructing and operating a residential learning center for severely and multiply handicapped children. Attorney general shall approve the form of the instrument of conveyance, and property reverts to the state should it ever be used for other purposes. (Emergency clause) Approved 5-25-82

H.S. for H.B. 1539

Disapproves the general conveyance to the state of Missouri by the federal government of lands and interests related to the Meramec Park Lake project, except for five thousand one hundred twenty-two acres and certain restrictive covenants on United States government lands along the Meramec River. State may sell one thousand seven hundred thirty-two acres, ten percent of proceeds to go to county or counties where land is located, and ninety percent to be placed in a Meramec-Onondaga State Parks Fund, for the support and maintenance of the Meramec and Onondaga Cave State Parks. (Emergency clause) Approved 4-26-82

H.B. 1819 -- Dames

(1) Authorizes grant of an easement in certain lands of state hospital no. 2 in St. Joseph to Southwestern Bell Telephone Company, with a reversionary clause.

(2) Authorizes lease of certain property in the city of St. Louis to highest bidder.

(3) Authorizes lease of certain lands in connection with the Jefferson Landing Historic Site.

(4) Attorney general shall approve form of all instruments of lease or conveyance.

Approved 6-10-82

H.B. 1820 -- Dames

(1) Authorizes conveyance of certain land used by the department of mental health to the city of Hannibal for a board of public works building, with a reversionary clause.

EASEMENTS AND CONVEYANCES (cont.)

(2) Authorizes the reconveyance under a reversionary clause to the city of Steele certain land in Pemiscot County conveyed to the state for construction of a maximum security prison.

(3) Attorney general shall approve the form of instruments of conveyance. Approved 6-10-82

S.B. 764 -- Mathewson

Authorizes conveyance of certain real estate of the Training School for Boys in Boonville to Industrial Development Authority of Boonville in exchange for certain property of similar value in Cooper County. The attorney general shall approve the form of the instrument of conveyance. Approved 6-23-82

S.B. 836 -- Bradshaw

Authorizes conveyance of certain real estate in Greene County to the Greene County Association for retarded children, with a reversionary clause. The attorney general shall approve the form of the instrument of conveyance. Approved 6-23-82

ELECTIONS

H.B. 1600 -- See Crimes and Punishment

H.C.S. S.B. 526

(1) Provides changes in filling of vacancies in office of: Mayor and other elective office in third class cities, councilman in third class cities, with city manager form of government, elective offices in fourth class cities, board members of nursing home district, elected members of county highway commission (alternative form), member of board of commissioners of special road district in counties not under township organization, board member of county water supply district, sewer district supervisor in second class counties.

(2) Petitioners for formation of political subdivisions to pay cost of election, reimbursed if subdivision formed.

(3) Amends election law. State to pay part of costs of certain special elections; election judges may be employed for half day; close of filing for political

ELECTIONS (cont.)

subdivisions and special districts not heretofore covered; registration laws, absentee voting laws, challenging provisions and contesting of elections of state senators and representatives changed; county committee membership affected; and other changes. (Emergency clause) Approved 5-20-82.

EMPLOYEES-EMPLOYERS

S.B. 747 -- See Corporations

EMPLOYMENT SECURITY

H.B. 1521 -- Hickey

Amends employment security law as follows: Term "employment" does not include services performed by participants in a C.E.T.A. program, with certain exceptions, and does not include services performed by person under age twenty-two enrolled at certain educational institutions in full-time, credit program combining instruction with work experience, with certain conditions and exceptions. No claimant shall be determined to be not available for work or disqualified for benefits because he is participating in training approved under Federal Trade Act. A claimant shall be ineligible for waiting week credit or benefits for any week he receives a governmental or other pension, annuity, or periodic payment which exceeds his weekly benefit amount under a plan contributed to by the employer, with certain exceptions.

"Extended benefit period" redefined and eligibility for extended benefits changed. Provisions as to contributions by employers, increase of rate of contribution, and interest on due and unpaid contributions changed. Certain child support obligations may be deducted from benefits. (Emergency clause) Approved 3-10-82

ENERGY CONTROL

H.B. 1501 -- See Bonds

ENVIRONMENTAL PROTECTION

H.C.S. for S. B. 506

Name of state environmental improvement authority

ENVIRONMENTAL PROTECTION (cont.)

changed to "state environmental improvement and energy resources authority" and the authority is given the additional powers of developing energy resources of the state, and the power to issue revenue bonds for certain purposes. (Emergency clause) Approved 4-30-82

FAMILY SERVICES, DIVISION OF

H.B. 1171, 1173, 1306 & 1643 -- See Children and Minors

H.B. 1462 -- See Children and Minors

FEDERAL-STATE RELATIONS

H.B. 1539 -- See Easements and Conveyances

H.B. 1768 -- Young, 136th

Cedes concurrent legislative jurisdiction over certain crimes and offenses under state law to the United States within the George Washington Carver National Monument, the Jefferson National Expansion Memorial National Historic Site, and the Wilson's Creek National Battlefield. Approved 6-16-82

S.B. 847 -- See Boards and Commissions

FEES AND SALARIES

H.B. 1069 -- Brown

(1) Permits counties and the city of St. Louis to impose a five dollar fee on marriage licenses and a ten dollar fee on divorce decrees for the purpose of funding shelters for victims of domestic violence.

(2) Permits boards of trustees of county health centers and hospitals to choose a trustee to serve as treasurer and to manage funds of the center or hospital.

(3) Permits Cape Girardeau County to appoint deputies or assistants for the county health officer. Approved 6-2-82

S.B. 478 -- See County Prosecuting Attorney

FEES AND SALARIES (cont.)

H.C.S. for S.B. 575

Increases fees collected by the division of health for copies and searches for birth and death certificates, hospital licenses, ambulatory surgical center licenses, hotel licenses, motel licenses, and drinking water quality inspections. Increases fees of local registrars of vital statistics for birth and death certificates returned to the state registrar. Approved 6-23-82

S.B. 641 -- Wiggins

Empowers board of land trustees in first class charter counties to employ such employees as it deems necessary to carry out the land tax collection laws and to set their salaries. Approved 6-25-82

H.S. for S.B. 725

Increases compensation of members of the highway patrol by two hundred fifty dollars per month. Vetoed 6-25-82

FINANCE, DIVISION OF

S.B. 487 -- See Revision Bills

FINANCIAL INSTITUTIONS

H.C.S. for H.B. 949 & 1350

Replaces intangible tax on credit unions and savings and loan associations with a tax of seven percent on net income, with funds to be distributed among local political subdivisions. (Emergency clause) Approved 3-25-82

C.C.S. for H.B. 1079

Banks in St. Louis County also may operate no more than two separate facilities for drive-in or walk-up service. All banks in all counties which may operate such separate facilities may offer the same services at such facilities as they are allowed by law to offer at their main banking house. Any bank or trust company may invest up to five percent of its capital and surplus in stock of a new bank, an existing bank, or a bank holding company if the

FINANCIAL INSTITUTIONS (cont.)

ownership of most of the stock in such bank or holding company is restricted to banks authorized to do business in Missouri. Approved 4-21-82

H.B. 1289 -- Crump

Permits the pledge of United States government and agency securities which are bearer bonds or bearer securities as a bond in a replevin action. Approved 6-23-82

H.B. 1341, 1473, 1474 & 1475 -- See Debts and Debtors

H.B. 1781 -- Holt

Restricts application of provisions regulating future advancements and future obligations secured by mortgages and deeds of trust to those instruments that state on their face that such provisions shall govern the instrument. Approved 6-2-82

FIRE PROTECTION AND FIRE PROTECTION DISTRICTS

S.C.S. for H.B. 1096

Voters of areas to be added to fire protection districts are to vote on inclusion. Certification of the property tax rate for such districts changed from May fifteenth to September first each year. Fire protection districts are to be allowed to provide protection to municipalities contiguous to the district by contract. Approved 6-2-82

S.S. for S.B. 649

Permits fire protection districts to impose additional tax levy of up to ten cents with voter approval. Tax levy rate must be certified to county court by September 1. Persons wishing to inspect fire protection district records must make appointment with board secretary. Approved 6-17-82

FIREARMS AND FIREWORKS

H.B. 1201 -- Sharp

Clarifies language in statute relating to possession of firearms to conform with federal requirements. Permits imposition of sentence for both armed criminal action and a crime committed with a

FIREARMS AND FIREWORKS (cont.)

dangerous instrument or deadly weapon with exceptions. Approved 6-2-82

FIREMEN

H.B. 904 -- Egan

Relates to firemen's pension systems in cities, towns and villages generally. Minimum benefit of survivor of fireman who dies while a member, or while receiving disability or service pension, shall be at least seventy-five dollars. Widows now receiving survivor's pension may be employed as special consultant for a salary equal to the difference in monthly pension amount and seventy-five dollars. Previously retired St. Louis City fireman may be employed as special consultant for salary equal to difference in monthly pension amount and three hundred fifty dollars, the salary to be paid from system fund and not from general revenue of the city. Approved 6-22-82

S. B. 508 -- Murphy and Scott

Provides for refund to St. Louis City fireman of member's total contribution to retirement system, without interest, upon retirement. Approved 4-21-82

FUNERALS AND FUNERAL DIRECTORS

S.B. 644 -- See Contracts and Contractors

GENERAL ASSEMBLY

H.C.S. for S.B. 833

Establishes a senate revolving fund to receive funds from goods or services for which a fee is charged, personal reimbursements, surplus property and refunds from vendors, with disbursements to be authorized by the senate accounts committee. Balance shall not exceed five thousand dollars. Similar house of representatives fund may also receive personal reimbursements, vendors' refunds and funds from surplus property. Approved 6-17-82

S.J.R. 39 -- See Constitutional Amendments

HANDICAPPED PERSONS

H.B. 1489 -- Ottinger & Barry

Requires applicants for disabled license plates or placards to supply department of revenue with a physician's statement of disability. Does not require a new statement each time the person applies. Approved 6-22-82

S.B. 840 -- Wiggins

Guarantees same rights to deaf persons with "hearing dogs" as are accorded to blind persons with guide dogs. Approved 6-10-82

HEALTH, DIVISION OF

H.C.S. for S.B. 717

State cancer center (formerly state cancer hospital) transferred by type III transfer to department of social services. State cancer commission of seven members, appointed by governor with advice and consent of the senate, to be the board of directors of the center, and to appoint a center director who shall operate the center in a cost effective manner. Staff members to be appointed and removed at discretion of director with the advice and consent of the commission. Compensation schedules set by commission. After July 1, 1985, state funds shall be appropriated to the center only for payment for treatment and care of patients who cannot pay therefor in accordance with medicaid cost guidelines established by the department, and for capital improvements, repairs, maintenance and renovation. State cancer fund established. (Emergency clause) Approved 4-7-82

HIGHWAY PATROL

H.B. 1720, 1645 & 1276 -- See Retirement Systems and Benefits

S.B. 628 -- Tinnin

Permits retired members of the highway patrol to purchase their firearm and badge at replacement cost. Approved 6-10-82

S.B. 725 -- See Fees and Salaries

HOSPITALS

H.B. 1069 -- See Fees and Salaries

S.B. 481 -- Bild

Requires certificates of need for expenditures by health care facilities in excess of six hundred thousand dollars for capital expenditures or four hundred thousand dollars for major medical equipment. (Emergency clause) Approved 5-25-82

S.B. 698 -- Wiggins

Exempts from the provisions of the Omnibus Nursing Home Act residential care facilities intermediate care facilities or skilled nursing facilities physically attached to an acute care hospital licensed under Chapter 197, RSMo. Regulations applicable to such facilities shall be consistent with requirements and standards of the Omnibus Nursing Home Act. Approved 6-10-82

S.B. 717 -- See Health, Division of

HOUSING DEVELOPMENTS

H.B. 1164 -- Curls

Removes interest ceiling on bonds issued by municipal housing authorities. Approved 6-16-82

H.B. 1353 -- See Cities and Municipalities

S.C.S. for H.C.S. for H.B. 1713, 1686, 1542 & 1791

Certain criteria for enterprise zones are established. The area must have lost population in the last ten years, have high unemployment, have a minimum population, have a large number of residents with low incomes, meet requirements for federal assistance under the federal Housing and Urban Development Act, and be an area of pervasive poverty, unemployment and general distress. To declare an area an enterprise zone the local governing body must hold a hearing on a petition which is to be filed with CARL and must set forth the action planned for the area. After an area is declared an enterprise zone by the director of CARL, all subsequent real property improvements shall be exempt from property tax to the same extent such property is exempt if it were part of an urban

HOUSING DEVELOPMENTS (cont.)

redevelopment project. At least fifty percent of the ad valorem taxes must be abated for abatement may last no longer than twenty-five years. Fifty percent of the income earned under a formula by a business located within an enterprise zone shall be exempt from the state corporate income tax. Provides for certain tax credits. Director of CARL shall issue regulations regarding the qualifications for becoming an enterprise zone. Limited relocation assistance for certain persons in certain situations is provided. Approved 6-18-82

INCOME TAX

H.B. 946 -- See Debts and Debtors

H.C.S. for H.B. 1351, 1464 & 1507

Increases the interest rate charged on all delinquent taxes owed the state of Missouri to a "prime rate" now being charged by the Internal Revenue Service. State will owe the taxpayer the same rate on overpayments. Increases as of January 1, 1983, the interest rate charged on all delinquent property taxes to eighteen percent per year or two percent per month if judicial sale proceedings have commenced. Suit to recover delinquent property taxes may now be filed after two years instead of four and several new procedures for notification of delinquency with a phase in procedure are established for first class charter counties. Approved 6-23-82

H.B. 1713, 1686, 1542 & 1791 -- See Housing Development

INDUSTRIAL DEVELOPMENT

H.B. 1353 -- See Cities and Municipalities

H.B. 1411 & 1587 -- See Bonds

H.S. for H.C.S. for H.B. 1568 & 1423

Creates the Missouri Economic Development Commission, and two funds to be administered by the commission: The "Economic Development Reserve" and the "Industrial Revenue Bond Guarantee Fund".

(1) Moneys from the reserve may be pledged by the commission to secure the payment of loans to finance

INDUSTRIAL DEVELOPMENT (cont.)

projects which will stimulate private commercial, agricultural, and industrial development, which will create a favorable degree of employment, which are secured by a mortgage or deed of trust, and which do not exceed one million dollars. Borrowers must be approved by commission and submit a participation fee of two percent of principal to be borrowed. Commission may secure no more than ninety percent of balance to be paid by borrower.

(2) Moneys from the Guarantee Fund may be used to guarantee industrial revenue bonds involving substantial employment of residents of this state and a definite benefit to the economy. Agencies issuing such bonds shall make a premium payment to the fund of one-half of one percent of the total principal outstanding on each anniversary date of the issuance of the revenue bonds guaranteed. Commission may charge an initial guarantee fee not to exceed one percent of the principal. Approved 6-16-82

H.B. 1713, 1686, 1542 & 1791 -- See Housing Development

C.C.S. for S.B. 681

Establishes a seven member Industrial Development Board and fund within C.A.R.L. Up to five million dollars in general revenue may be appropriated to the fund together with proceeds of revenue bond offerings which are authorized, contributions and interest. One year from effective date, the board is to submit a plan to the appropriations committee of each house outlining how the general revenue funds will be repaid to the state. The board will promote industrial development and administer the fund. Certain designated development authorities are eligible for assistance. Approved 6-18-82

INSURANCE

H.B. 1103 -- Robb

Alters definition of "claims" as it relates to credit life and accident insurance to mean benefits payable on death or disability including loss of adjustment expense and claims settlement costs. Increases time limit on credit life insurance on agriculture credit transaction commitments to seven years. Reduces claims expected to be produced by a

INSURANCE (cont.)

reasonable premium rate or schedule of rates to forty percent of earned premiums. Decreases loss ratio which must be anticipated to receive approval of a different premium rate or rate schedule for a class or classes of debtor to forty percent. Increases reasonable premium rate for single life decreasing term credit life insurance to not more than sixty cents per year per one hundred dollars of initial outstanding incurred indebtedness. Schedule of rates in subdivisions (1) and (2) of subsection 1 of section 385.070 may be revised by director of Division of Insurance not sooner than three years after August 13, 1985. Vetoed 6-25-82

H.B. 1339 -- Smith, 146

Defines members of the Missouri Insurance Guaranty Association as persons who possess a certificate of authority to transact the business of insurance in this state issued by the director of the division of insurance. Approved 6-23-82

H.B. 1546 --Curls

Regulates the issuance of group life insurance policies covering:

- (1) Employees;
- (2) Debtors;
- (3) Labor union members;
- (4) Association members;
- (5) Credit unions.

Group policies may be extended to include spouses or dependent children, except in the case of credit life insurance.

All policies must contain certain, specified provisions, or similar provisions deemed in the opinion of the director of the division of insurance to be more favorable, or at least as favorable, to the persons insured. Standard provisions for individual life insurance policies shall not apply to group life insurance policies. Approved 6-23-82

INSURANCE (cont.)

S.C.S. for H.B. 1605

Authorizes payment of death benefits from workers' compensation second injury fund. Permits authorized workers' compensation insurance carrier to issue insurance at rates less than the approved uniform rates upon showing that the proposed lower rates are supported by the carrier's favorable experience and are not inadequate to sustain projected losses. Approved 6-23-82

H.J.R. 61, 104 & 105 -- See Constitutional Amendments

S.B. 469 -- Wilson, 34th

Changes minimum valuation standards and nonforfeiture benefits on life insurance policies and annuity contracts to conform with revised mortality tables. Fraternal benefits societies may value certificates in accordance with minimum valuation standards for life insurance companies. Approved 6-2-82

S.C.S. for S.B. 470

Insurance premiums tax to be paid on quarterly basis beginning January 1, 1983. Approved 6-2-82

S.B. 480 -- Bild and Murphy

Extends coverage of uninsured motorist provisions in automobile liability insurance policies to situations where owner or operator of vehicle departs scene of accident before identification. Such departure constitutes prima facie evidence of lack of insurance coverage. Approved 6-29-82

H.C.S. for S.B. 726

Provides that life insurance companies may invest no more than five percent of assets in equipment leased or sold to common carriers and certain other corporations, and no more than one percent, or five percent of assets in excess of two hundred fifty million dollars, in energy related investments. Increases amount of capital reserve, and surplus funds that may be invested in non-qualifying investment. Approved 5-25-82

INSURANCE (cont.)

S. B. 729 -- Murphy

Permits joint stock or stock and mutual insurance companies to renew license until December 1, 1984, if they maintain an actual capital and surplus of at least nine hundred thousand dollars. Permits mutual companies to renew license until December 1, 1984, if they maintain paid-in premiums of at least nine hundred thousand dollars. Requires mutual companies to receive cash premiums of at least six hundred thousand dollars before commencing business. Repeals language permitting stock companies to reduce surplus to an amount not to exceed fifty percent of amount required to do business. Approved 6-23-82

S.B. 815 -- Johnson

Makes several changes in the state insurance laws relating to medicare supplemental insurance. All providers must allow for a benefit to cover the deductible amount under part A of medicare. All group and not-for-profit health services corporations must comply with state law in this area. Certain terms may not be used to describe this type of health insurance unless minimum standards are met. The Joint Committee on Administrative Rules may suspend any rule promulgated pursuant to this act. (Emergency clause) Approved 5-25-82

JAILS

S.B. 466 -- See Children and Minors

LIBRARIES

S.B. 495 -- Wiggins

Kansas City may levy an additional tax for library purposes, with voter approval. Authorizes cities which operate public libraries to levy a tax for maintenance and refurbishing of existing libraries only, with voter approval. (Emergency clause) Approved 4-30-82

S.B. 835 -- Panethiere

Public library boards may purchase insurance for board members against any liabilities incurred as board members. Approved 6-2-82

LICENSES

H.B. 986 -- See Liquor

H.C.S. for H.B. 1041

Persons practicing as certain types of bail bondsmen must be licensed annually by the division of insurance; must meet the qualifications prescribed; must take an examination, in certain cases; and must post a bond with the state in the amount specified. Each bail bondsman practicing as a general agent must file monthly affidavits stating that there are no unsatisfied judgments against him. Defendants who are incarcerated in other states will not cause a bond to be forfeited, but the surety must comply with this bill regarding the return of such persons to this state. Establishes grounds for revocation and suspension of licenses and criminal penalties for certain actions. Vetoed 6-25-82

H.B. 1100 -- See Dairies and Dairy Products

H.B. 1503 -- See Amusements and Sports

S.B. 698 -- See Hospitals

LIENS

S.B. 484 -- Melton and Dinger

A judgment issued by a court shall be a lien against real property once it is entered in a book kept by the clerk of the circuit court. A judgment rendered by the associate division of the circuit court shall not be a lien against real property until it has also been filed with the clerk of the circuit court in accordance with sections 517.770 and 517.780, RSMo. Judgments and decrees rendered by a small claims or municipal division of a circuit court may never be liens against real property. Approved 6-2-82

LIQUOR

H.B. 986 -- Williams, 78th

Permits use of an operator's or chauffeur's license issued to Arkansas, Illinois, Oklahoma, Kansas, or Iowa residents as identification for the purchase of alcoholic beverages. Approved 6-2-82

H.B. 1323 -- Schaeperkoetter

Increases permissible alcoholic content of Missouri light wine to eighteen percent by weight, and increases quantity permitted to be manufactured to five hundred thousand gallons per year. Permits manufacturer to use fifteen percent non-Missouri material in process. Authorizes supervisor of liquor control to permit a greater percentage in case a natural disaster causes a substantial loss to Missouri winemaking crops. Permits light wine manufacturers to purchase and sell bulk or packaged wines to each other and licensed wholesalers and retailers. Maximum license fee set at three hundred dollars. Approved 6-10-82

H.S. for H.C.S for S.C.S. for S. B. 513 - "Drunk Driving Bill"

Recodifies various provisions of law governing alcohol or drug related offenses involving motor vehicles. Lowers point assessment for first conviction for D. W. I. from twelve to eight points. Suspended imposition of sentence and certain municipal or county convictions to be considered as a prior conviction for purposes of enhancing punishment for second or subsequent conviction of alcohol or drug related motor vehicle offenses. Provides for a central computerized records system within state highway patrol to receive, preserve, and report to law enforcement and court personnel all final dispositions of alcohol or drug related offenses involving motor vehicles. Approved 6-23-82

MEDICAL PROCEDURES AND PERSONNEL

H.B. 1223 -- Downing & Holt

Human death defined, for all legal purposes, as at least:

(1) Irreversible cessation of spontaneous respiration and circulation; or

MEDICAL PROCEDURES AND PERSONNEL (cont.)

(2) Total and irreversible cessation of all brain function when respiration and circulation are artificially maintained.

Determinations must be made by licensed physicians in accordance with usual and customary standards of medical practice. Approved 6-17-82

MENTAL HEALTH

H.B. 1213 -- See Easements and Conveyances

H.B. 1565 -- Park

Permits department of mental health to contract with private facilities to provide alcohol and drug abuse services. Authorizes county sheriff to return an AWOL involuntary patient to the mental health facility at the request of the head of the facility. Expands definition of "developmentally disabled". Permits department to require certain community-based facilities to accept intoxicated persons on an involuntary basis for up to ninety-six hours. Bars certain convicted felons from working in any direct care position in a department facility. Approved 6-10-82

S.B. 630 -- Dinger

Persons committed to the department of mental health under chapter 522, RSMo, who have been acquitted of a crime because of mental disease or defect may not be conditionally released until the prosecuting attorney of the court which ordered the commitment of such person has been notified at least fifteen days prior to the date of such release. If the prosecutor objects to such release, the release cannot occur until there has been a hearing and the court determines that the person is not likely to commit a sexual offense or offense against another person while released. Factors to be considered in making such determination and other requirements pertaining to notice and examination of the person to be released are set out in section 552.090, RSMo. No such person can be released, even after a hearing, until the law enforcement officials in the city and county in which such person resided and the city and county in which he will be released have been notified. The same notice must be given prior

MENTAL HEALTH (cont.)

to the release of criminal sexual psychopaths under section 632.475, RSMo. Approved 6-22-82

MERCHANDISING PRACTICES

H.B. 958 -- Dunning

Requires wholesalers, manufacturers and distributors of farm implements and machinery to repurchase, at the option of the retailer, all new, unsold, undamaged and complete farm implements, machinery, attachments and repair parts upon termination of a franchise agreement by the wholesaler, manufacturer or distributor, or by the retailer because of physical incapacity or retirement. Such inventory shall be repurchased at the current net price. Approved 6-10-82

H.B. 1031 -- Barnes

Prohibits the rental or lease of space at a trade show by any person alleging to represent a particular business unless he can produce written evidence of the agency relationship or contract status with the business. Violation is an unlawful merchandising practice. Approved 6-16-82

C.C.S. for S. B. 525

Prohibits "blind bidding" in any twelve month period of more than two motion pictures not previously screened in this state by the aggregate of all distributors. No license agreements may be agreed to before the motion picture has been trade screened in this state. Sets requirements for bidding process. Motion pictures based upon previously performed or broadcast plays, teleplays, or scripts or previously published manuscripts, may be blind bid if exhibitors are informed in advance as to the rating anticipated under the classification and rating administration. Approved 6-25-82

MINES AND MINING

S.B. 737 -- Merrell

Permits operator of surface coal mines and reclamation projects to deposit certain specific types of assets as bond rather than execute a bond with a corporate surety to guarantee funds for

MINES AND MINING (cont.)

reclamation. The Land Reclamation Commission may accept the bond of the applicant without a separate surety if the applicant meets certain requirements. Specific bonding requirements are changed. A "Coal Mine Land Reclamation Fund" is created with specific fees established. Specific provisions apply as to when the fees will be collected. The proceeds from the fund are to be used if a bond is not sufficient. (Emergency clause) Approved 4-7-82

MOBILE HOMES

S. B. 648 -- Mathewson and Webster

Changes definitions of "mobile home" in Mobile Home Standards Code to "manufactured home". Increases fees for registrations and renewal of manufacturers and dealers' licenses. Approved 6-23-82

MORTGAGES AND DEEDS

H.B. 1781 -- See Financial Institutions

MOTOR FUEL

H.C.S. for H.B. 1511

(1) Provides for following increases in certain fees relating to motor vehicles upon approval by voters:

- Motor vehicle registration, \$7.50
- Driver's license, \$7.50
- Chauffeur's license, \$15
- I.D. card, \$7.50
- Learner's permit, \$3
- Lien titles and repossessed titles, \$10
- Duplicate driver's license, license plate or tabs, or registration, \$7.50
- Salvage certificate, \$7.50

(2) Increases motor fuel tax from seven cents to eleven cents per gallon, upon approval by voters.

(3) Sheriff or highway patrolmen may certify sellers of motor vehicles and trailers as bona fide businesses.

(4) If approved by the voters, becomes effective January 1, 1983. Approved by governor 4-30-82

OPEN MEETINGS (cont.)

rule-making or quasi-judicial powers. Establishes meeting notification requirements. Before any meeting may be a closed meeting it must fall within the provisions of section 610.025 and the governmental body must vote on the issue in accordance with section 610.025. Provides remedies, which are in addition to those provided elsewhere in the law, for violations of the provisions of the "open meeting" law. Circuit courts are limited to issuing injunctions for violations of the provisions of chapter 610, RSMo, which apply to arrest records. No injunctive power remains in section 610.030, RSMo, for violations of the "open meeting" laws. Attorney general to give opinions as to applicability of law.
Approved 6-17-82

PARKS AND RECREATION

H.B. 1539 -- See Easements and Conveyances

H.B. 1768 -- See Federal-State Relations

S.B. 696 -- See Bonds

PENITENTIARY AND PENAL INSTITUTIONS

H.B. 1196 -- See Corrections and Human Resources, Dept. of

PHYSICIANS

H.B. 1223 -- See Medical Procedures and Personnel

POLICE

S. B. 637 -- Wiggins

Extends power of arrest for violation of state law to police officers in third class cities. Approved 6-10-82

POLITICAL SUBDIVISIONS

H.B. 1465 -- See Retirement Systems and Benefits

PROBATE

S.B. 499 -- See Administration of Estates

S.B. 700 -- See Revision Bills

PROBATION AND PAROLE

H.B. 1196 -- See Corrections and Human Resources, Dept. of
PROPERTY, REAL AND PERSONAL

H.B. 1341, 1473, 1474 & 1475 -- See Debts and Debtors

H.B. 1411 & 1587 -- See Bonds

S.B. 476 -- Bradshaw

Exempts "personal property in transit" from taxation in this state. Such property may be broken in bulk, relabeled or repackaged without losing its tax exempt status. After January 1, 1986, such property may also be assembled, bound, joined, disassembled or cut without losing its tax exempt status. Inventory of in-transit property shall be open to tax assessment officials. State tax commission shall prescribe form and manner for claiming tax status. Violation of this act subjects claimant to liability for sum of taxes not paid. Making false statements to tax assessment officer a class C misdemeanor. Approved 6-23-82

S.B. 490 -- See Civil and Criminal Procedures

PUBLIC BUILDINGS

S.B. 691 -- See Bonds

PUBLIC DEFENDER

H.C.S. for H.B. 1169

Public Defender Commission to have the powers and duties prescribed, including appointing public defenders and contracting with private attorneys to provide defense services in certain areas. Establishes the Office of State Public Defender and its powers and duties, including the power to investigate the financial status of persons applying for representation by a public defender. Establishes eligibility requirements for persons seeking representation by a public defender, and places the burden of proving such eligibility on that person. Persons who receive services from a public defender may have to pay all or part of the costs incurred, and such payment may be a condition of probation or a lien against the property of that person. All persons seeking representation by a

PUBLIC DEFENDER (cont.)

public defender must file an affidavit with the court containing certain information. Falsification of this affidavit is a class A misdemeanor. (Emergency clause) Approved 3-11-82

PUBLIC SERVICE COMMISSION

S.C.S. for H.B. 1646

Electric utilities shall not be permitted or required to supply retail electricity to any person at a location which is receiving or has received within the last sixty days electricity from another utility. The PSC may, however, order such a change after finding that the change is in the public interest for a reason other than a rate differential. Approved 6-17-82

RETIREMENT SYSTEMS AND BENEFITS

H.B. 904 -- See Firemen

H.B. 1465 -- Marriott

Political subdivisions which are employers within the Missouri Local Government Employees Retirement System may elect, by majority vote of its governing body, to eliminate, or reinstate requirement for, contributions from members. Election may be changed only once in five-year period and shall apply only to future contributions and shall not apply retroactively. Approved 6-10-82

H.B. 1522 -- Marrriott

Revises the laws applicable to the Public School Retirement System of the School District of Kansas City by removing obsolete provisions, consolidating provisions and clarifying language. Approved 6-25-82

H.C.S. for H.B. 1720, 1645 & 1276

(1) Normal retirement age for patrolmen of the state highway patrol raised to sixty years of age, but patrolmen may still retire at age fifty-five with a normal annuity. Members and employees of the highway patrol and employees of the department of highways and transportation who quit after the effective date of this act have a vested right to a

RETIREMENT SYSTEMS AND BENEFITS (cont.)

deferred normal annuity after ten years of creditable service and are granted creditable prior service for certain years of service not otherwise credited.

(2) A percentage of unused accumulated sick leave shall be used in calculating years of service, but not years needed for vesting of rights and benefits, under the highway employees' and highway patrol retirement system, the Missouri state employees' retirement system and the public school retirement system.

(3) Surviving spouses and unemancipated children of members and employees of the highway patrol and the department of highways and transportation are entitled to certain benefits if the deceased had at least ten years of creditable service regardless of his age.

(4) Certain employees of the Western Missouri Mental Health Center granted creditable prior service for certain employment prior to August 13, 1982.

(5) Circuit, deputy circuit, and division clerks allowed up to eight years of prior service credit for certain service rendered as magistrate, probate, deputy circuit, division, or circuit clerks prior to becoming a member of the Missouri state employees' retirement system.

(6) If a member of either retirement system established under Chapter 104, RSMo, is elected to the general assembly, on retirement he may take the amount due him as a members of the general assembly and in addition is entitled to receive creditable service for service as state employee for each year he has not otherwise received credit and benefits. Benefits to be paid from the fund of the retirement system he belonged to before becoming a member of the general assembly.

(7) Failure to file an application for retirement less than thirty days prior to the time designated in the application as the date of retirement shall not cause a forfeiture of any monthly benefit, but may cause a delay in payment.

(8) State contribution for various state employees for health insurance raised from thirty-five dollars

RETIREMENT SYSTEMS AND BENEFITS (cont.)

sixty-five cents per month to fifty-five dollars forty cents per month. State to contribute one dollar fifty cents per month for health insurance for certain special consultants. Effective 6-1-82.
Approved 5-25-82

S.B. 462 -- Webster

LAGERS board of trustees may delegate power to invest and handle moneys of the system to a duly appointed investment counselor, registered with the U. S. Securities & Exchange Commission.
Approved 6-10-82

S.B. 508 -- See Firemen

REVENUE, DEPT. OF

H.B. 946 -- See Debts and Debtors

H.B. 1351, 1464 & 1507 -- See Income Tax

H.B. 1503 -- See Amusements and Sports

REVISION BILLS

S. B. 487 - (Revision) -- Cox

Changes title of "Commissioner of Finance" to the "Director of the Division of Finance". Approved 6-2-82

S.B. 680 (Revision) -- Cox

Only licensed attorneys and professional corporations organized pursuant to chapter 356, RSMo, may practice law. Supreme Court to have exclusive power to regulate the admission and licensure of persons admitted to the practice of law. All statutes which formerly regulated the bar examination and licensure of attorneys have been repealed and all such matters shall be handled in accordance with rules of the supreme court. Approved 6-2-82

S.B. 700 (Revision) -- Murray

Section 473.085 revised to clarify language as to which court has jurisdiction and over whom in compromise proceedings in probate contests. Gives

REVISION BILLS (cont.)

personal representatives broader power regarding the investment of surplus funds. Only personal representatives may petition a court for an order of complete settlement of an estate. Changes the time period after which a personal representative may complete the administration of an estate and be discharged. Objections to a proposed schedule of distribution of the assets of an estate must be filed within twenty days after the filing of the statement of account. Persons to be presumed dead in any case in which their death shall come in question after they have been absent from this state for five years instead of seven. Approved 6-2-82

ST. LOUIS CITY

H.B. 904 -- See Firemen

S.B. 508 -- See Firemen

S.B. 521 -- See Aircraft and Airports

S.B. 711 -- See Museums

SALES AND USE TAX

H.B. 1035 -- See Counties and County Officers

S.B. 471 -- Wilson, 34th

Exempts sales of fuel to commercial ships, barges or waterborne vessels from sales and use tax. Permits retail sales licensees to file a corporate surety bond, cash bond, or real property bond. Requires the director of revenue to release retail sales taxpayer from bonding requirement after at least two years of satisfactory compliance. Establishes procedure for compromise payment of delinquent sales taxes by taxpayers with insufficient funds within three years of agreement with attorney general. Approved 6-25-82

H.C.S. for S.B. 475

Purchases of tangible personal property for use in producing advertising by legal newspapers, advertising agencies, broadcast stations, and outdoor billboards shall be deemed purchases for use or consumption and not for resale, and are exempt from sales and use taxes. Sales of such advertising shall be considered sale of a service and not of tangible personal property. Approved 6-23-82

SAVINGS AND LOAN

H.B. 949 & 1350 -- See Financial Institutions

SAVINGS AND LOAN (cont.)

S.S. for S.B. 464

Permits mutual savings and loan associations to organize as capital stock corporations. makes several other changes in powers of savings and loan associations and the powers of the director of savings and loan supervision. (Emergency clause)
Approved 4-30-82

SCHOOLS AND TEACHERS

H.B. 1375 -- Brown, 5th

Creates two funds administered by the coordinating board for higher education to finance research and applied projects at the University of Missouri and state colleges and universities which will enhance employment opportunity, stimulate economic development and encourage private investment. Sixty-six and two-thirds percent of such projects must be funded from sources other than the state or federal government. Approved 4-7-82

H.C.S. for H.B. 1450

Beginning July 1, 1982, moneys appropriated for public schools shall be distributed in twelve monthly disbursements -- each of the first six disbursements to equal one-twelfth of total amount appropriated and each of remaining six shall be not less than seven and one-half percent of the total appropriation.

Provides for an emergency fifth distribution before the close of the fiscal year ending June, 1982, if all money appropriated for schools has not been distributed by the four distributions currently authorized.
(Emergency clause and effective date for certain section). Approved 2-18-82

H.B. 1548 & 1543 -- See Cigarettes

S.B. 466 -- See Children and Minors

S.B. 580 -- Heflin

Repeals section 168.131, RSMo, requiring a yearly certificate of good health from all public school teachers. Approved 5-25-82

SCHOOLS AND TEACHERS (cont.)

H.C.S. for S.B. 832

Commissioner of education may reduce the required number of hours of school days from six to five in case of damage or destruction of school facility, but for not more than two calendar years. Other language changes for clarification purposes.
(Emergency clause for certain sections) Approved 5-14-82

S.J.R. 30 -- See Constitutional Amendments

SCHOOLS-HIGHER EDUCATION

H.B. 1375 -- See Schools and Teachers

S.B. 831 -- Dirck

Authorizes the general assembly to transfer six hundred thousand dollars from the state guaranty student loan fund to the general revenue fund.
(Emergency clause) Approved 4-30-82

SOCIAL SERVICES, DEPT. OF

H.S. for H.B. 1086

"Medicaid Fraud Bill".

(1) Authorizes the department of social services to suspend, revoke or cancel medicaid provider agreements where there is a documented pattern of fraud or abuse, and to withhold payments.

(2) Authorizes department to limit or restrict use of medicaid by recipients who have committed "excessive use", as determined by the department.

(3) Authorizes the department to purchase prepaid health plans for medicaid recipients, but freedom of choice of the recipient to choose physicians, prepaid health plan or other provider may not be restricted.

(4) Provides grievance procedure through administrative hearing commission.

(5) Provides that medicaid-eligible nursing homes may have only eighty-five percent of patients on medicaid, except where number of medicaid-qualified

SOCIAL SERVICES, DEPT. OF (cont.)

beds is inadequate, or where number of medicaid recipients is disproportionately large.

(6) Authorizes payments for adult day care and treatment beginning July 1, 1983.

(7) Increases nursing care payments in adult boarding facilities, residential care facilities, and intermediate and skilled care facilities.

(8) Limits reimbursement for cost overruns on new institutional health projects to ten percent or less of initial project estimate.

(9) Increases blind pension payments to two hundred thirty dollars per month.

(10) Adds a dentist to State Board of Health.

(11) Includes members of State Cancer Commission under coverage of Tort Defense Fund.

(12) Permits counties to set terms of less than six years for directors of hospital districts.

(13) Allows local government funds as match for medicaid funds. Approved 5-20-82

H.B. 1462 -- See Children and Minors

TAXATION AND REVENUE

H.B. 949 & 1350 -- See Financial Institutions

H.B. 1096 -- See Fire Protection and Fire Protection Districts

H.B. 1351, 1464 & 1507 -- See Income tax

H.B. 1411 & 1587 -- See Bonds

H.B. 1511 -- See Motor Fuel

H.B. 1548 & 1543 -- See Cigarettes

H.B. 1562 -- See Motor Fuel

H.B. 1713, 1686, 1542 & 1791 -- See Housing Development

S.B. 470 -- See Insurance

TAXATION AND REVENUE (cont.)

S.B. 476 -- See Property Real and Personal

S.B. 649 -- See Fire Protection and Fire Protection Districts

S.J.R. 25 -- See Constitutional Amendments

S.J.R. 30 -- See Constitutional Amendments

UTILITIES

H.B. 1454, 1131 & 1203 -- See Crimes and Punishments

H.B. 1646 -- See Public Service Commission

VITAL STATISTICS

S.B. 575 -- See Fees and Salaries

S.B. 587 -- See Children and Minors

WATER RESOURCES, CONSERVANCY, AND POLLUTION

S.B. 646 -- See Bonds

WORKERS COMPENSATION

H.B. 1605 -- See Insurance

SECTIONS INVOLVED IN ENACTMENTS

NEW	AMENDED	REPEALED
	LAWS 1982--SECOND Regular Session	
	§ 13, Reorg. Act ^a	
	8.370	
	8.380	
	8.390	
	8.420	
12.027		
	21.232	
21.235		29.160
	30.240	
	31.010	
32.065		
	32.105	
	32.115	
	34.140	
	41.160	
	41.210	
	41.435	
	41.580	
	41.930	
	43.070	
	43.120	
49.086		49.100
	49.430	
50.331		
50.332		
	50.334 ^b	
	50.640	
	50.660,	
51.294		
	52.150	
52.326		
54.265		
55.094		
	56.010	
56.262		
56.264		
	56.631	
	57.295	
	57.430	
58.135		
	58.445	
	58.449	
		59.606
	61.190	
	66.395	

NEW

AMENDED

REPEALED

67.550
67.555
67.560
67.565
67.570
67.575
67.580
67.600
67.605
67.610
67.615
67.620
67.625
67.630
67.635
67.640
67.665
67.667
67.940

70.635
70.675
70.705

70.746

71.794

71.799

71.800

71.801

72.040
72.050
72.070
77.240
77.450

77.650
77.655
77.660

78.460
79.280
85.561^b
87.050
87.175

87.237

88.834
99.150
99.420
99.430
99.490
99.620

99.800
99.805
99.810
99.815
99.820
99.825
99.830
99.835
99.840
99.845

NEW	AMENDED	REPEALED
-----	---------	----------

99.850
 99.855
 99.860
 99.865
 100.250
 100.255
 100.260
 100.265
 100.270
 100.275
 100.280
 100.285
 100.290
 100.295

100.390
 100.400
 100.440
 100.580
 104.010
 104.030
 104.040
 104.050
 104.080
 104.100
 104.140
 104.345
 104.380
 104.401
 104.515

104.601

104.602
 105.270

105.710 (2) Merged^c
 115.013
 115.049
 115.065

105.700

115.067

115.077
 115.081
 115.113
 115.117
 115.127
 115.133
 115.135
 115.143
 115.145
 115.147
 115.157
 115.193
 115.237
 115.277
 115.283
 115.287
 115.289
 115.349

NEW

AMENDED

REPEALED

115.512
115.526

115.365
115.367
115.415
115.469

115.563
115.565
115.569
115.571
115.607
115.611
115.617
115.637
130.031

135.200
135.205
135.210
135.215
135.220
135.225
135.230
135.235
135.240
135.245
135.250
135.255

137.030

137.093

137.900
137.910
137.920
137.930
137.940
137.950
137.960

140.100
141.010
141.220
141.260

141.265

141.270
141.310
141.320
141.340
141.350
141.440
141.500
141.540
141.580
141.630
141.680
141.740
141.830

NEW

AMENDED

REPEALED

142.366

142.025^e
142.180
142.561

143.731
143.761
143.781

143.782
143.783
143.784
143.785
143.786
143.787
143.788

143.811
144.030

144.034

144.087
144.170

144.425
144.427

146.060

146.052

146.110

147.120
148.050
148.060
148.160
148.180

148.240

148.250

148.260

148.270

148.280

148.290

148.300^e148.300^e

148.320

148.330

148.340

148.350

148.370

148.375

148.380

148.410

148.461

148.470

148.480

148.490

148.500

148.510

148.520

148.530^e148.530^e

NEW

AMENDED

REPEALED

148.610
148.620
148.630
148.640
148.650
148.660
148.670
148.680
148.690
148.700
148.710

149.015
149.021
149.025
160.011
160.041
163.021
163.081

163.083

169.270
169.280

169.291
169.295

169.301

169.311
169.313
169.315
169.317

169.320
169.322
169.324
169.326
169.328

169.350
169.360
169.380
169.390
171.033
173.120

173.500
173.510
173.515
173.520
173.525
173.530
173.535
173.545

163.082

168.131

169.290

169.300

169.310

169.340

NEW	AMENDED	REPEALED
-----	---------	----------

173.550
173.555
173.560
173.565
178.295
178.296
178.297
178.298
180.130

182.260

182.810

184.351
184.353
184.355
184.356
184.357
184.358
184.360
191.400
192.270
193.190
193.250
193.320

192.015

194.005

195.010
195.020
195.135
195.140
195.200
197.050
197.210
197.305
197.315

197.357

198.012
198.090^b
198.280
200.010
200.020
200.030
200.040
200.050

200.060

200.070

200.071

200.080

200.081

200.090

200.091

200.100

200.101

NEW	AMENDED	REPEALED
		200.110
		200.120
		200.130
		200.140
204.082	204.051	
	204.101	
	204.106	
	204.111	
204.117	204.116	
	205.042	
	205.190	
	206.090	
	207.020	
		207.025 ^d
	208.010	
	208.020	
	208.030	
	208.040 (2) Merged	
		208.045
	208.050	
	208.150	
	208.151	
	208.156	
208.164		
208.165		
208.166		
208.167		
208.168		
	208.215	
	209.040	
	209.190	
	210.110	
	210.115	
	210.125	
	210.130	
	210.135	
	210.145	
210.152	210.150	
	210.160	
	210.165	
	210.201	
	210.211	
	210.231	
		210.250
		210.260
		210.270
		210.280
		210.290
		210.294

NEW

AMENDED

REPEALED

210.481
210.486

210.491
210.496

210.501
210.506

210.511
210.516

210.521
210.526

210.531
210.536

210.700
210.710
210.720
210.730
210.760

211.156
211.322

211.453

211.021
211.023
211.041
211.141
211.151

211.381
211.393
211.431
211.442
211.447

215.010
215.030
215.060

210.296
210.298
210.300
210.310
210.330
210.340
210.350
210.480

210.490

210.500

210.510

210.520

210.530

210.540
210.550

216.011
216.020
216.030
216.040
216.060
216.071

216.075
216.080
216.090
216.111
216.116
216.121
216.130
216.133
216.135
216.170
217.180
216.183
216.187
216.191
216.195
216.205
216.206
216.207
216.208
216.209
216.211
216.212
216.215
216.220
216.221
216.222
216.223
216.224
216.225
217.230
216.235
216.240
216.245
216.250
216.255
216.260
216.265
216.270
216.275
216.280
216.285
216.290
216.295
216.300
216.305
216.310
216.315
216.320
216.325
216.330
216.335
216.340
216.345
216.350
216.360

NEW

AMENDED

REPEALED

216.365
216.367
216.370
216.375
216.380
216.385
216.390
216.395
216.400
216.405
216.410
216.415
216.420
216.425
216.430
216.435
216.440
216.445
216.450
216.455
216.460
216.465
216.470
216.475
216.480
216.485
216.490
216.495
216.500
216.505
216.510
216.515
216.520
216.525
216.530
216.535
216.540
216.545
216.550
216.555
216.560
216.565
216.570

217.010
217.015
217.020
217.025
217.030
217.035
217.040
217.045

NEW**AMENDED****REPEALED**

217.050
217.055
217.060
217.065
217.070
217.075
217.080
217.085
217.090
217.095
217.100
217.110
217.115
217.120
217.125
217.130
217.135
217.137
217.150
217.155
217.160
217.165
217.170
217.175
217.180
217.185
217.190
217.195
217.200
217.205
217.210
217.215
217.220
217.225
217.230
217.235
217.240
217.245
217.250
217.255
217.260
217.265
217.270
217.275
217.280
217.285
217.300
217.305
217.310
217.315
217.320
217.325
217.330

NEW

AMENDED

REPEALED

217.335
217.340
217.345
217.350
217.355
217.360
217.365
217.370
217.375
217.380
217.385
217.390
217.395
217.400
217.405
217.410
217.415
217.420
217.425
217.430
217.435
217.450
217.455
217.460
217.465
217.470
217.475
217.480
217.485
217.490
217.495
217.500
217.505
217.510
217.515
217.520
217.525
217.530
217.535
217.540
217.550
217.555
217.560
217.565
217.570
217.575
217.580
217.585
217.590

NEW

AMENDED

REPEALED

217.595
217.600
217.605
217.610
217.615
216.650
217.655
217.660
217.665
217.670
217.675
217.685
217.690
217.705
217.715
217.720
217.725
217.730
217.750
217.755
217.760
217.765
217.770
217.775
217.780
217.800
217.805
217.810

222.040
222.050
222.060
222.070
222.080
222.090
222.100
222.110
222.120
222.130
222.140
222.150
222.160
222.170
222.180
222.190
222.200
222.210
222.220
222.250
222.255
222.260
222.265

NEW	AMENDED	REPEALED
	230.220	
	233.180	
	247.060	
	249.773	
	253.090	
	253.260	
	253.280	
253.500		
253.510		
253.520		
253.530		
253.540		
	260.005	
	260.010	
	260.015	
	260.035	
	260.040	
	260.045	
	260.090	
	260.100	
	260.110	
260.115		
260.120		
260.125		
263.269		
	263.270	
263.275		
	263.280	
	263.290	
	263.300	
		263.310
	263.315	
		263.330
	263.340	
		263.350
	263.360	
		263.370
	263.380	
	287.220	
	287.320	
	287.710	
	287.713	
	287.715	
287.745		
	288.034	
	288.040	
	288.050	
	288.062	
		288.121
288.122		
	288.123	
288.129		

NEW

AMENDED

REPEALED

	288.150	
	288.310	
	288.330	
	288.380	
	290.140	
	301.142	
	301.190	f
	301.215	f
	301.227	f
	301.251	f
	301.300	f
	301.380	f
	301.390	
	301.400	
	302.060	
	302.140	f
	302.160	
	302.177	f
	302.181	f
	302.185	f
	302.225	
	302.302	
304.157	304.155	
307.176	305.510	
	311.190	
	311.328	
	313.005	
	315.050	
	315.270	
	321.200	
321.221	321.220	
	321.241	
	321.250	(2) Merged
321.301	321.300	
321.302		
	321.600	
	331.010	
	335.081	
349.105	349.010	
	353.060	
	361.010	R.
	362.107	
362.172	362.108	
	369.014	
	369.019	
	369.024	
	369.034	
	369.039	

NEW	AMENDED	REPEALED
	369.044	
	369.059	
	369.064	
	369.069	
	369.074	
369.078		
	369.079	
	369.089	
	369.094	
	369.099	
	369.104	
	369.109	
	369.124	
	369.129	
	369.134	
	369.144	
	369.149	
	369.154	
	369.164	
	369.179	
	369.184	
	369.189	
	369.194	
	369.209	
	369.294	
	369.324	
	369.344	
	369.349	
	369.354	
	369.364	
369.367		
	370.020	
	370.075	
	370.107	
	370.170	
	370.190	
	370.210	
	370.220	
	370.230	
	370.300	
	370.310	
	370.320	
	370.351	
	370.352	
	370.353	
	370.354	
	370.375	
370.390		
370.395		
	375.785	
	375.916	
	376.280	
	376.290	
	376.300	
	376.307	
	376.380	
		376.560
	376.670	

NEW	AMENDED	REPEALED
376.672		
376.691		
376.693		
376.695		
376.697		
376.699		
	376.865	
	376.875	
	376.880	
	378.160	
		378.220
	378.250	
	378.370	
	379.020	
	379.080	
	379.203	
393.106		
394.315		
407.023		
407.350		
407.353		
407.355		
407.357		
407.850		
407.855		
407.860		
407.865		
407.870		
407.875		
407.880		
407.885		
	408.015	
	408.080	
	408.150	
	408.233	
	408.250	
	416.410	
	416.490 ^f	
	430.082 ^f	
436.005		
436.007		
		436.010
436.011		
436.015		
		436.020
436.021		
436.027		
		436.030
436.031		
436.035		
436.038		
		436.040
436.041		
436.045		
436.048		

NEW	AMENDED	REPEALED
		436.050
436.051		
436.053		
436.055		
		436.060
436.061		
436.063		
436.065		
436.067		
		436.070
436.071		
		436.080
	443.055	
	444.805	
	444.830	
444.950		
444.955		
444.960		
444.965		
444.970		
	451.115	
	452.345	
	452.350	
	452.370	
	452.375	
	452.400	
	452.445	
453.015		
	453.020	
	453.030	
	453.040	
	453.050	
	453.060	
	453.065	
	453.073	
	453.090	
		453.130
		453.300
		453.305
		453.310
		453.320
	453.400	
	454.020	
	454.080	
	454.090	
454.105		
	454.150	
	454.160	
	454.200	
	454.270	
454.275		
454.355		
454.400		

NEW	AMENDED	REPEALED
454.405		
454.410		
454.415		
454.420		
454.425		
454.430		
454.435		
454.440		
454.445		
454.450		
454.455		
454.460		
454.465		
454.470		
454.475		
454.480		
454.485		
454.490		
454.495		
454.500		
454.505		
454.510		
454.515		
454.520		
455.200		
455.205		
455.210		
455.215		
455.220		
455.225		
455.230		
	473.085 R.	
	473.333 R.	
	473.340 R.	
	473.433 R.	
		473.503 R.
	473.663	
	473.837 R.	
	473.840 R.	
	474.490	
476.405		
476.452		
	476.535	
	476.540	
	476.585	
	476.595	
	477.130	
477.600		
477.630		
477.640		
	478.013	
	478.018	
478.019		
478.248		
	478.255	

NEW

AMENDED

REPEALED

479.260
482.305
482.315
482.340

483.082^g

483.083
483.310
483.500
483.505
483.510

483.515
483.520
483.525

483.530
483.580
484.020 R.
484.040 R.

484.050 R.
484.060 R.
484.070 R.
484.080 R.
484.090 R.
484.100 R.
484.110 R.
484.120 R.

485.060
490.620 R.

494.070

497.130
511.350
511.500

513.427

513.430

513.435

513.440
513.475
513.480
513.490
513.515

514.335

516.350
533.030

537.295

547.330
547.340
547.350

549.010
549.020
549.055
549.058
549.061
549.071
549.091
549.121
549.131

NEW

AMENDED

REPEALED

549.151
549.161
549.193
549.197
549.205
549.221
549.224
549.227
549.231
549.234
549.237
549.241
549.245
549.251
549.261
549.265
549.271
549.275
549.281
549.285
549.291
549.300
549.310
549.490

552.090

556.061
558.011
558.026
561.026
565.005
569.080
569.090

569.093
569.095
569.097
569.099
570.085
571.017

571.070
571.090

577.001
577.005
577.008

577.010
577.012
577.020

577.023
577.026
577.029

577.030

577.031
577.033
577.037
577.039

577.040

NEW	AMENDED	REPEALED
-----	---------	----------

577.041
577.049

577.050

577.051
578.250
578.255
578.260
578.265
578.300
578.305
578.310
578.315
578.320
578.325
578.330

595.010
595.035
595.045

600.010

600.011

600.015

600.017
600.019

600.020

600.021

600.026
600.030
600.035

600.040

600.042
600.043
600.044

600.046

600.048

600.056
600.061
600.066
600.071
600.073
600.075
600.080

600.086
600.090

600.091
600.093
600.094

600.095

600.096

600.100
600.105
600.110

NEW

AMENDED

REPEALED

600.115
600.120
600.125
600.130
600.135
600.140
600.145
600.150
600.155
600.160
600.165
600.166

610.010
610.020
610.025

610.027
610.028

610.030

620.200
620.205
620.210
620.215
620.220
620.225
620.230
620.235
620.240
620.245
620.250
620.255
620.260
620.265
620.270
620.275
620.280

630.005
630.125
630.170
630.210
630.305
630.320
630.330
630.530
630.705
630.735
632.310

632.455

632.475
633.020
640.100
660.010^a

NEW

AMENDED

REPEALED

700.010
700.015
700.021
700.025
700.030
700.035
700.040
700.045
700.050
700.056
700.060
700.065
700.070
700.076
700.080
700.085
700.090
700.100
700.110
700.115

^aSection 13 of the Reorganization Act was repealed and reenacted by S. B. 717. It has been assigned section number 660.010.

^bReplaces both sections as shown in RSMo.

^cSection was repealed and reenacted by H. B. 1169, H. B. 1086 and H. B. 1196. H. B. 1169 was effective 4-1-82, therefore was not merged with H. B. 1086 and H. B. 1196.

^dH. B. 1462 repealed and reenacted both versions as shown in RSMo. The section as enacted in that bill was repealed by S. B. 468.

^eSections were repealed by H. B. 949, also were repealed and reenacted in H. B. 's 135., 1464 & 1507.

^fSubject to voter approval.

^gRepeals two versions as shown in RSMo leaving in effect version enacted by H. B. 1634.
R. Revision.

